

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LUIS DURAN,

Defendant.

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8:23CR63

ORDER

This matter came before the court on the government's unopposed Motion to Continue Trial [29]. The defendant does not object to the requested continuance and the motion sufficiently sets forth grounds for the rescheduling of the trial date in this case. Good cause having been shown, the motion should be granted. Accordingly,

**IT IS ORDERED** that the Motion to Continue Trial [29] granted, as follows:

1. The jury trial, now set for May 22, 2023, is continued to **June 20, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and June 20, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would be likely to make a continuation of such proceeding impossible, or result in a miscarriage of justice; or would unreasonably deny the government continuity of counsel, or would deny the attorney for the government the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(i), (iv).

**DATED May 18, 2023.**

**BY THE COURT:**

**s/ Michael D. Nelson**  
**United States Magistrate Judge**